

BEFORE
THE PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA
DOCKET NO. 2019-130-E

IN RE: Ecoplexus Inc.,)	
)	
Complainant,)	ECOPLEXUS INC.'S FIRST SET OF
)	INTERROGATORIES TO
Dominion Energy South)	DOMINION ENERGY SOUTH
Carolina, Inc.,)	CAROLINA, INC.
)	
Defendant.)	
)	

TO: ASHLEY COOPER, ESQ., ATTORNEY FOR DOMINION ENERGY SOUTH CAROLINA, INC.

Pursuant to Rule 33 of the South Carolina Rules of Civil Procedure and S.C. Code of Ann. Regs. §§ 103-833 and 103-835, Complainant Ecoplexus Inc. ("Ecoplexus") requests that Dominion Energy South Carolina, Inc. ("DESC") answer the following Interrogatories **no later than twenty (20) days from the date of service hereof**. The Interrogatories are continuing in nature and must be supplemented if you obtain additional responsive information.

DEFINITIONS AND INSTRUCTIONS

1. "You," "your," "DESC," and "Defendant," and any variants thereof, refers to and shall mean Dominion Energy South Carolina, Inc., its predecessors or successors in interest, including South Carolina Electric & Gas Company, and any of its directors, officers, partners, agents, employees, other representatives, or any person or entity acting, or purporting to act, on its behalf.

2. “Person” means any natural person, sole proprietorship, corporation, company, association, joint venture, firm, partnership or other legal or business entity in whatever form.

3. “Representative” means any person acting or purporting to act on behalf of any other person.

4. “Action” shall mean the above-captioned matter.

5. “Projects” shall mean, collectively, the solar qualifying facilities to be developed by entities Barnwell PV 1, LLC and Jackson PV 1, LLC that are at issue and the subject of the Action.

6. “LEO” shall mean a legally enforceable obligation, as contemplated by 18 C.F.R. § 292.304(d)(2)(ii).

7. “IA” or “IAs” shall refer to one or more Interconnection Agreements relating to the Projects.

8. The words “document” or “documents” include any written, electronic, printed, records or graphic matter, photographic matter or sound reproductions, however produced or reproduced, referring or relating to the subjects mentioned, now or formerly in the possession, control or custody of any of the Plaintiffs, including documents at any time in the possession, control, custody of Plaintiffs’ agents or other persons.

9. The words “communication” or “communications” include any verbal conversations or any other statement from one person to another, including but not limited to, any interview, conference, conversation, discussion, meeting, writing (electronic or otherwise) or telephone conversation.

10. The words “identify,” “identity,” or “identification,” of an individual person means to state his or her full name and present location, his or her present or last known address,

employment, and position. “Identify” or “identification” of a document means to state the type document (e.g., letter, memorandum, telegram, chart, etc.), or some other means of identifying and its present location or custodian. If any identified document was but is no longer in your possession or under your control, state its disposition.

11. As used herein, the term “referring” or “relating” means reflecting, containing, pertaining, indicating, showing, concerning, constituting, evidencing, describing, discussing or mentioning.

12. The singular form of a word shall refer to the plural, and words used in the masculine gender shall also include the feminine, and vice-versa.

13. If any privileges are claimed with respect to any document, identify the document and for each such document please state:

- (a) The nature of the document (*e.g.*, letter, memorandum, report, tape recording, etc.);
- (b) The date the document bears, or if undated, the date it was written or created;
- (c) The document’s author;
- (d) The identity of each of the document’s recipients;
- (e) The general subject matter of the document;
- (f) The document’s present or last known location or custodian; and
- (g) The privilege claimed and the basis therefor.

11. If any privileges are claimed with respect to any oral communication, identify the communication and for each such communication, please state:

- (a) The date of the communication;

- (b) The participants in the communication;
- (c) All persons present during the communication;
- (d) The nature of the communication (*e.g.*, face-to-face, by telephone);
- (e) The general subject matter of the communication; and
- (f) The privilege claimed and the basis therefor.

12. If the answer to any interrogatory is that you lack knowledge of the requested information, describe all efforts made by you to obtain the information.

INTERROGATORIES

1. Give the names and addresses of persons known to be witnesses concerning the facts of the case and indicate whether or not written or recorded statements have been taken from the witnesses and indicate who has possession of such statements.

2. Set forth a list of photographs, plats, sketches, or other prepared documents that relate to the allegations, claims, denials, and/or defenses in the case.

3. List the names and addresses of any expert witnesses whom you propose to use as a witness at the trial of the case.

4. For each person known to be a witness concerning the facts of the case, set forth either a summary sufficient to inform the other party of the important facts known to or observed by such witness, or provide a copy of any written or recorded statements taken from such witnesses.

5. Identify all case studies, models, methodologies, and data in any way used by DESC in connection with the System Impact and Facilities Studies relating to the Projects.

6. Identify all inspections, tests, reports, and analysis performed by you and/or relied upon by DESC relating to the Projects.

7. State the factual basis for, and identify any documents, records and/or witnesses that you believe support your decision not to provide Ecoplexus with requested studies, models, methodologies, and data used in connection with the System Impact and Facilities Studies for the Projects.

8. From 2015 to the present, describe with particularity any DESC position or policy whatsoever relating to the establishment of a LEO. To be considered a complete response, your response should include a description of any DESC position or policy as to the establishment of a LEO during the requested time period, and further explain if there were any changes and why such changes were made.

9. State the factual basis for, and identify any documents, records and/or witnesses that you believe support your decision to terminate the IAs for the Projects.

10. Identify with specificity each and every communication that you have had with Ecoplexus pertaining to the Projects.

11. Identify all documents in your possession that relate to the Projects.

12. Identify each person that you intend to call as a trial witness in this matter and, for each, separately state the facts and observations to which you expect the witness to testify and the identify of each document about which you expect the witness to testify

13. Identify each document or item that you intend to use as an exhibit at any trial or hearing in the Action.

Note that these Interrogatories shall be deemed continuing so as to require supplemental responses prior to trial.

<signature page follows>

NELSON MULLINS RILEY & SCARBOROUGH LLP

By: /s/Courtney E. Walsh
Weston Adams, III (SC Bar No. 64291)
E-Mail: weston.adams@nelsonmullins.com
Courtney E. Walsh (SC Bar No. 72723)
E-Mail: court.walsh@nelsonmullins.com
1320 Main Street / 17th Floor
Post Office Box 11070 (29211-1070)
Columbia, SC 29201
(803) 799-2000

Attorneys for Ecoplexus Inc.

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Columbia, South Carolina